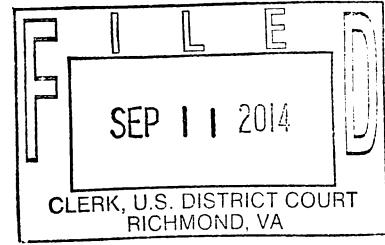


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division



JOHN JAMES, )  
Plaintiff, )  
v. ) CIVIL NO. 3:13cv547-JRS  
CAROLYN W. COLVIN, )  
Commissioner of Social Security, )  
Defendant. )  
\_\_\_\_\_  
)

**FINAL ORDER**

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on August 25, 2014 (ECF No. 15). The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation (ECF No. 15) is ADOPTED as the opinion of this Court.
- (2) Defendant's Motion for Summary Judgment (ECF No. 13) is DENIED.
- (3) Plaintiff's Motion for Summary Judgment (ECF No. 9) is GRANTED.
- (4) The final decision of the Commissioner is VACATED and REMANDED to the ALJ to address Plaintiff's use of a cane, as explained in the R&R.
- (5) This case is CLOSED.

Let the Clerk of the Court send a copy of this Final Order to Plaintiff and all counsel of record.

It is so ORDERED.

Richmond, Virginia  
Date: 9-10-14

/s/  
James R. Spencer  
Senior U. S. District Judge